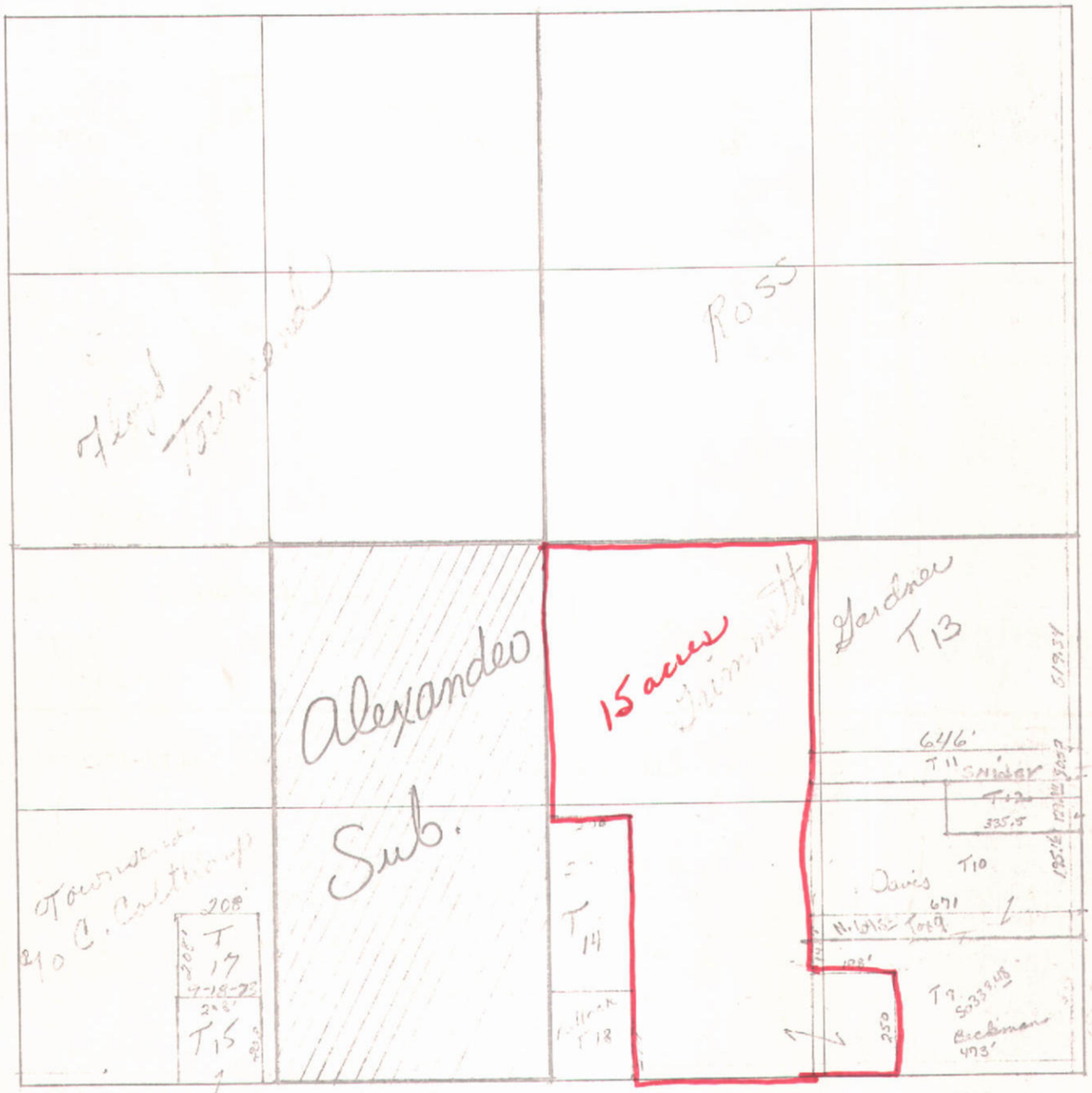
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

SE ¼ [redacted]

Section 12 Township 3 S Range 6 E E



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

(Applicant)

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J.W. GRIMMETT Route 1, Box 677 Mountain Home, ID has on August 23, 1977 submitted Application No. 57-7200 for a permit to appropriate 0.30 cubic feet per second of water from a groundwater source by means of pump, sprinkler system within the SE¼SE¼ Sec 12 T3S-R6E B.M., Elmore County to be used from Jan 1 to Dec 31 for stockwater and from Mar 15 to Nov 15 for irrigation of 15 acres within the SE¼SE¼ Sec 12 T3S-R6E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before September 19, 1977.

C. STEPHEN ALLRED
Director

Published in the Mountain Home News, Mountain Home, ID on September 1, 1977 and September 8, 1977.

OK JJS
9-19-77

Affidavit of Publication

County of Elmore
STATE OF IDAHO } ss.

I, Vera M. Walter do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for 2 consecutive weeks, the first publication having been made on the 1 day of Sept, 1977, and the last publication having been made on the 8 day of Sept 1977; every Thursday issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Vera M. Walter

Subscribed and sworn to me this 8th day of September, 1977

Helen O. Klugel
Notary Public

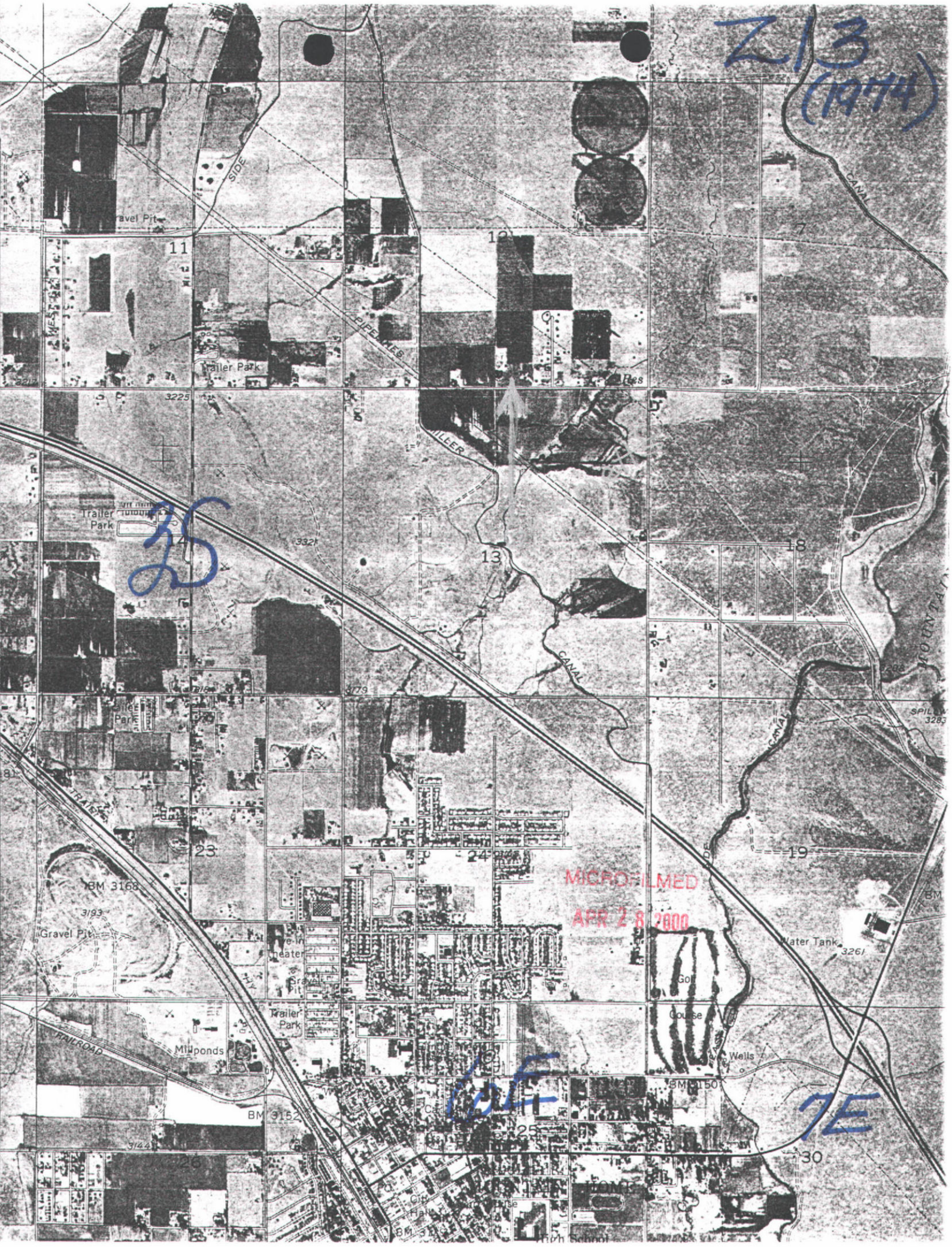
MICROFILMED

RECEIVED
SEP 16 1977
Department of Water Resources
Western Regional Office

For Amended License 61-07459

3480-80-152
9/17/1980
S.W. IDAHO

MICROFILMED
APR 2 8 2000


Z13
(1974)
25
7E
Gravel Pit
Trailer Park
Trailer Park
Trailer Park
Trailer Park
Gravel Pit
Gravel Pit
Drive-In Theater
Millponds
Water Tank
Golf Course
Wells
City Hall
High School
BM 3168
BM 3152
BM 3150
CANAL
SIDE
PIPELINE
TRAILER
RAILROAD
HIGHWAY
MOUNTAIN
SPILLWAY
MICROFILMED
APR 2 8 2000

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

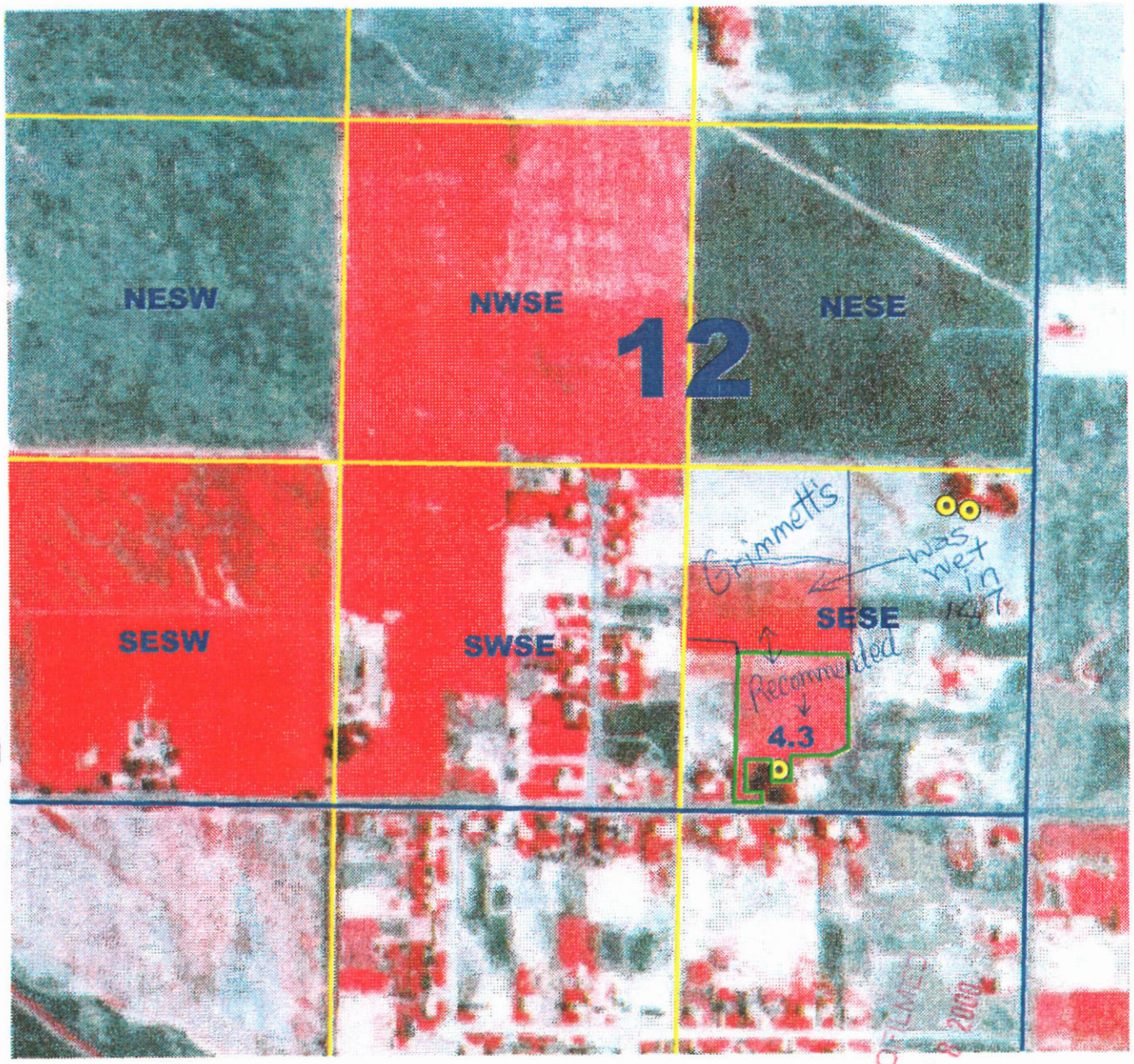
CLAIM(S): 61-07459

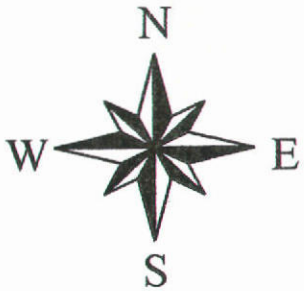
T03S, R06E, S12

Owner(s): GRIMMETT

Prepared by: KAY WALKER
Date: October 20, 1998

Place of Use
Point(s) of Diversion
Section Lines
1/4 1/4's





0 0.25 0.5 0.75 Miles

MICROFILMED APR 2 8 2000

Copy from SRBA ~~number~~ file.

Form 219
6/86

RECEIVED
FEB 20 1992
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 61-07459

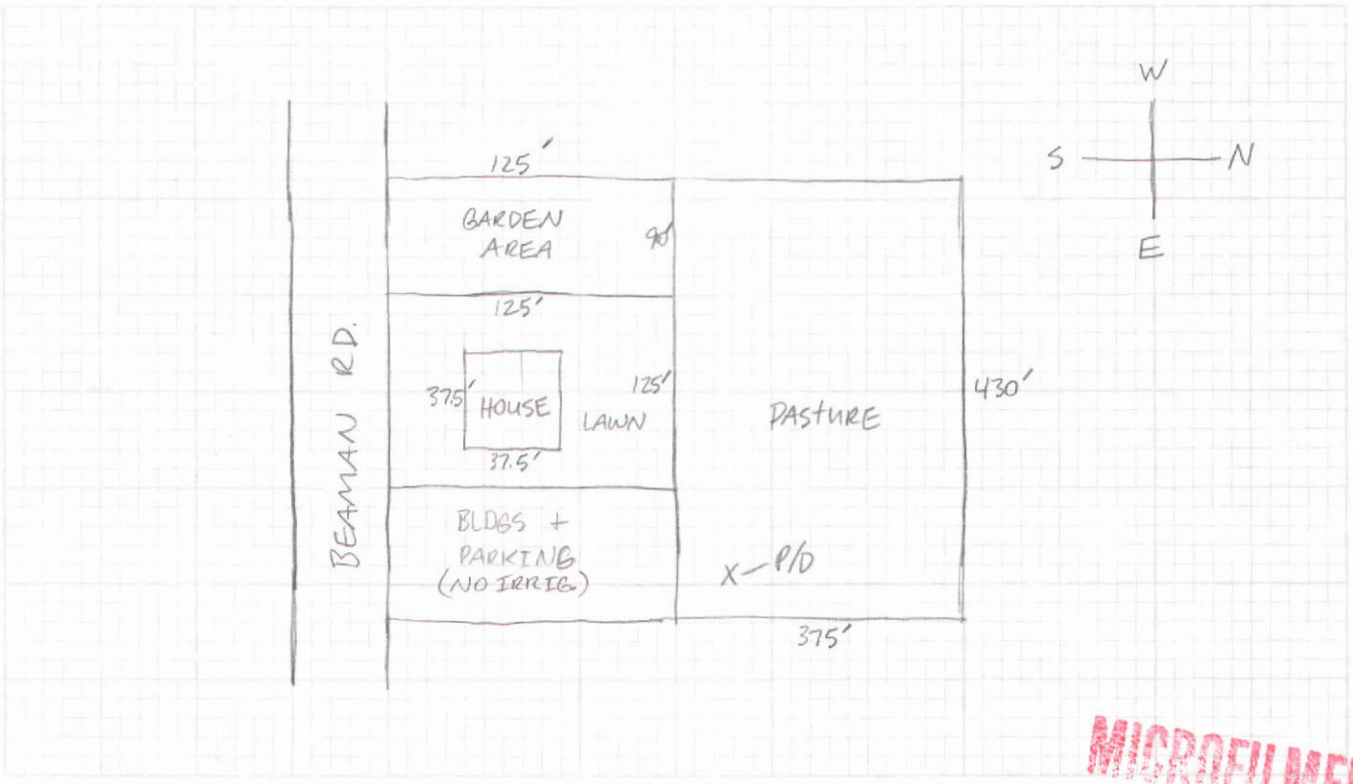
1. Owner: J. W. GRIMMETT Phone No. 587-3959
   Current Address: Rt. 1 BOX 677 MTN. HOME
2. Accompanied by: WIFE EXAM. DATE: 6/18/91
   Address: SAME Phone No. SAME
   Relationship to Permit Holder: _____
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 61-07237
   ☐ Copies Attached
2. Other water rights with same point of diversion: 61-07237
   ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED
JUL 28 1992

Scale: 1" = Not to SCALE

2. ☑ Copy of U.S.G.S. Quadrangle Attached
   Showing location(s) of point(s) of diversion and place(s) of use (required).
   ☑ Aerial Photo Attached
   (required for irrigation of 10 acres or more).
   ☑ Photo of Diversion and System Attached
   (required for all but single household domestic groundwater, and stockwater.

Communications Station
61-07459
Creek
CANAL
FEEDER
SIDE
Gravel Pit
PIPELINES
Trailer Park
P/U
P/D
Res
MILLER
CANAL
MOUNTAIN HOME
SPILLWAY
3283
Substat
Regulator Station
MICROFILMED
JUL 28 1992
BM 3168
BM 3285
Water Tank
Gravel Pit
Trailer Park
Course
3301
3280
3284
3357
3374
3309
3225
3321
3179
3288
3261
1
2
6
7
11
12
13
14
18
19
23
24

61-07459

T38 R6E J.N. Grimmett Trinity Estates

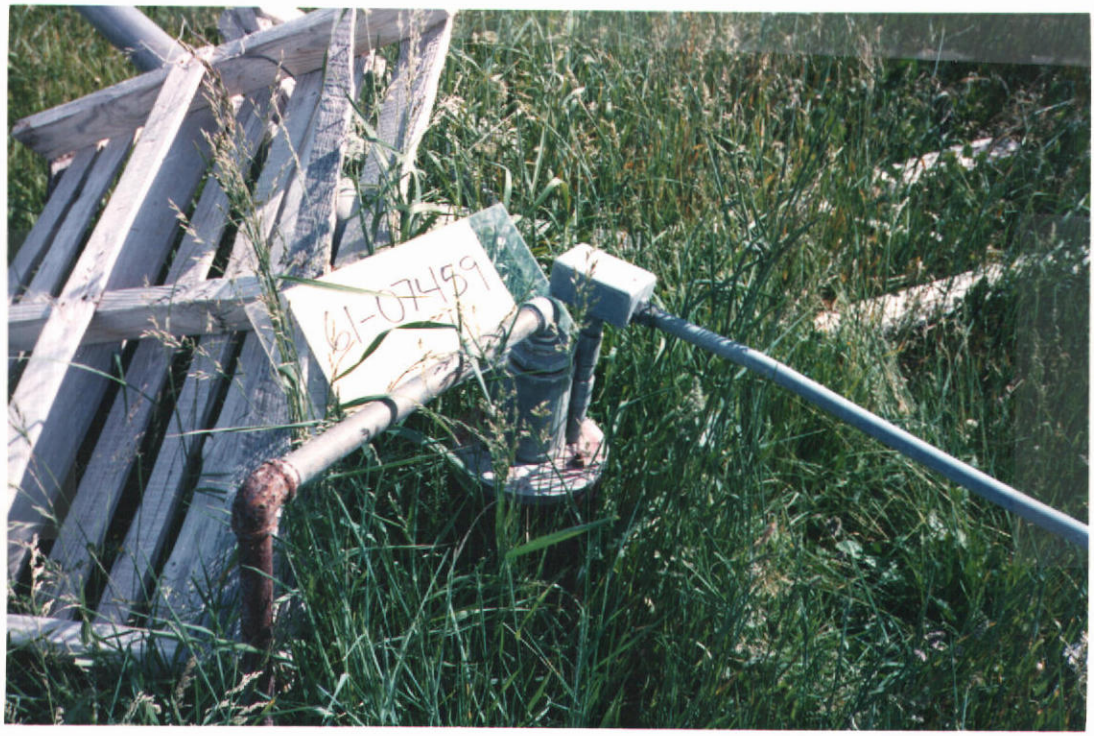
R6E

J-17

JUL 28 1961

PASTURE AREA
LOOKING NW

GARDEN & LAWN AREA
LOOKING E



#61-07459
DOM/IRRIG
SUBMERSIBLE
WELL

MICROFILMED
JUL 28 1992

State of Idaho
Department of Water Resources

AMENDED

Water Right License

AMENDED

WATER RIGHT NO. 61-07459

Priority: September 20, 1977 Maximum Diversion Rate: 0.22 CFS
Maximum Diversion Volume: 60.1 AF

This is to certify, that J W GRIMMETT
RT 1 BOX 677
MOUNTAIN HOME ID 83647 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 23, 1977; and has submitted Proof of Beneficial Use on March 2, 1978. An examination indicates that the works have a diversion capacity of 0.220 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	0.22 CFS	60.0 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
	Totals	0.22 CFS	60.1 AF

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 12, Township 03S, Range 06E
ELMORE County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES	ACRES	ACRES	TOTAL
03S	06E	12	SESE	15			15

Total number of acres irrigated: 15

PLACE OF USE:
STOCKWATER, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Stockwater use is for 6 horses and range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 18th day of April, 2000.

MICROFILMED
APR 2 8 2000

Acting for KARL J. DREHER, Director

BEFORE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF PETITION TO CORRECT WATER RIGHT LICENSE SUBMITTED BY J W. GRIMMETT	))))	**PRELIMINARY ORDER CORRECTING LICENSE**

This matter having come before the Department of Water Resources ("Department") as a result of the filing of a petition to correct a water right license, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1 When issued on November 15, 1977, Permit 61-07459 was approved for the irrigation of 15 acres and a stockwater use, with proof of beneficial use due on December 1, 1978.

2 Proof of beneficial use of this permit was submitted on March 2, 1978, stating all 15 acres of irrigation had occurred and the stockwater use was in place

3. On June 18, 1991, a Department field examiner ("examiner") conducted an examination to verify the water use developed in accordance with the permit. The examiner met with the right holder's spouse, not with the right holder. The examiner reported that water was being beneficially used for only 4.3 acres of irrigation and stockwater use.

4. The examiner completed a theoretical measurement on the irrigation system and found that the well could produce 0.22 cfs of water, which is sufficient for the irrigation of 15 acres

5. On June 3, 1992, the Department advised the right holder that a license would be issued for 0.14 cfs of water for the irrigation of 4.3 acres and stockwater use.

6. The Department did not receive a response from the right holder, and on July 10, 1992, the license was issued as proposed on June 3, 1992.

7 On December 7, 1989, the right holder submitted a claim for this water right in the Snake River Basin Adjudication

8. Department staff investigated the claim and recommended the claim as licensed for only 4.3 acres of irrigation and stockwater use.

MICROFILMED
APR 28 2000

9 When Department staff submitted the recommendation for decree for this right in the Snake River Basin Adjudication, the right holder objected to the recommendation. In his objection the right holder stated that all 15 acres of land had been irrigated from a groundwater source since 1972, along with the stockwater use

10. On June 9, 1999, J.W Grimmett ("right holder") filed a petition to correct Water Right License 61-07459 ("license") by adding acres to the license which were irrigated during the permit development period.

11. September 17, 1980 NAPP infrared aerial photography shows irrigation occurring on all 15 acres identified in the permit. The lands also appear to be irrigated on a 1974 USGS ortho-photo quadrangle that pre-dates the permit.

12. Five citizens purporting to have knowledge of the right holder's irrigation practices have signed a statement describing water use on all 15 acres during the permit development period and that a well had been utilized to accomplish said irrigation since 1972.

13. In his June 9, 1999, petition the right holder states that he did not appreciate the significance of the field examination in the licensing process.

14. On April 12, 2000, the Department received a copy of a "Petition for Exclusion of Land to the Board of Directors of the Mountain Home Irrigation District". The petition identifies real property located in Elmore County and included the lands identified under this permit and owned by James Grimmett. Irrigation District officials stated the lands under this permit had been excluded from the District in 1977 when they received the petition.

15. On April 12, 2000, a Mountain Home Irrigation District official informed the Department that the Petition for Exclusion of Land was the official document which excluded the permit holders land from receiving irrigation district water and therefore, the only water available to the permit holder since 1977 was his groundwater.

CONCLUSIONS OF LAW

1 The Department issued License 61-07459 as described in the beneficial use field report based on the field investigation of June 18, 1991.

2. The beneficial use field report does not accurately portray the water use developed by the right holder in accordance with Permit 61-07459.

3. The Department should correct the license to show the beneficial use of water developed in accordance with the permit.

MICRO

APR 2 8 2000

ORDER

IT IS HEREBY ORDERED that Water Right License 61-07459 issued by the Department on July 10, 1992, is **CORRECTED** by.

> **REVISING** irrigated lands to 15 acres as developed under Permit No. 61-07459, and allowing the theoretical calculation of water that was found of 0.22 cfs during the field investigation and a maximum diversion volume of 60.0 acre feet of water per annum for irrigation purposes.

An Amended Water Right License shall be prepared to incorporate the corrections hereby ordered.

Dated this 18TH day of APRIL, 2000.

NORMAN C. YOUNG
Administrator, Water Management Division

MICROFILMED
APR 28 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 61-07459

Priority: September 20, 1977 Maximum Diversion Rate: 0.14 CFS
Maximum Diversion Volume: 17.3 AF

This is to certify, that J W GRIMMETT
RT 1 BOX 677
MOUNTAIN HOME ID 83647 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 23, 1977; and has submitted Proof of Beneficial Use on March 2, 1978. An examination indicates that the works have a diversion capacity of .220 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	0.13 CFS	17.2 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
	Totals	0.14 CFS	17.3 AF

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 12, Township 03S, Range 06E
ELMORE County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES	ACRES	ACRES	TOTAL
03S	06E	12	SESE	4.3			4.3
				Total number of acres irrigated:			4.3

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.

JUL 28 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 61-07459

CONDITIONS/REMARKS:

6. Stockwater use is for 6 horses and range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 10th day of July, 1992.

Acting for R. Keith Higginson, Director

JUL 28 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 61-7459 IN THE NAME OF J. W. GRIMMETT	**ORDER ADVANCING DATE OF PRIORITY**

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 61-7459 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 61-7459 to appropriate the public waters of the State of Idaho with a proposed priority of AUGUST 23, 1977.

2. On APRIL 03, 1987 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 02, 1987.

3. The license examination fee was received on JUNE 30, 1987, 28 day(s) late.

MICROFILMED
JUL 28 1992

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 61-7459 should be advanced 28 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 61-7459 is advanced to SEPTEMBER 20, 1977.

Dated this 9th day of June, 1992.

L. Glen Saxton

Chief, Water Allocation Bureau

JUL 28 1992

Identification No. _____

Permit No. 57-7200

RECEIVED
MAR 2 1978
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder J. W. GRIMMETT
   b) Post Office Address Rt #1, Box 677, Mtn. Home, ID
2. Permit Number 57-7200
3. Date of Priority that you are prepared to establish August 23, 1977
4. a) Source from which water was appropriated well
   b) Location of the point of diversion: SE ¼ SE ¼, Section 12
   Township 3S, Range 6E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
   Amount 0.30 cfs for irrigation purposes from 3/15 to 11/15 incl.
   (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
   Amount 0.02 cfs for stockwater purposes from 1/1 to 12/31 incl.
   (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
   Amount _____ for _____ purposes from _____ to _____ incl.
   (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
   b) Total amount appropriated 0.30 cfs ~~and/or acre-feet per annum~~
   c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
   a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
   N/A
   b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 10 hp. pump, sprinkler system.
   b) Describe the type and size of measuring device which you have installed at your point of diversion:
   N/A
   c) Give well driller's name and address and the date the well was completed: _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
   10 hd. stock

Examined 3/16/78 BY

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
35	6E	12																15	15

Total number of acres Irrigated 15

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

3/2/78
(Date)

J. W. Simmett
(Signature)

State of Idaho)
) ss.
County of Ada)

On this 2nd day of March, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Marcia L. Brown
Notary Public residing at Boise, Id

My commission expires 8/12/79

Identification No. 61-7459
Application No ~~57-7200~~

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1 Name of applicant J. W. Grimmett Phone: 587-3959
post office address Rt. #1, Box 677, Mtn. Home, ID

2 Source of water supply groundwater which is a tributary of _____

3 a Location of point of diversion is SE ¼ of SE ¼ of Section 12 Township 3S
Range 6E B M Elmore County; additional points of diversion if any: _____

b If water is not consumed, it will be discharged into _____ at a point in _____ ¼
of _____ ¼ of Section _____ Township _____ Range _____ B.M _____

4. Water will be used for the following purposes:
Amount 0.30 (cfs or ~~acre-feet per annum~~) for irrigation purpose from 3/15 to 11/15 (both dates inclusive)
Amount 0.02 (cfs or acre-feet per annum) for stockwater purpose from 1/1 to 12/31 (both dates inclusive)
Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated
a. 0.30 cubic feet per second and/or
b. _____ acre feet per annum

6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc 10 hp. pump, sprinkler irrigation.

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ (Mo Day) to _____ (Mo Day) inclusive.

c Proposed well diameter is 8 inches; proposed depth of well is 136 feet

7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years

b Estimated construction cost is $ _____

8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water SE ¼ of SE ¼ of Section 12 Township 3S
Range 6E B M
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered 10 hd. stock
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe _____

b If water is for irrigation, indicate acreage in each subdivision in the tabulation below

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	6E	12																15	15

Total number of acres to be irrigated 15

c Describe any other water rights used for the same purposes as described above

None

9 a. Who owns the property at the point of diversion Applicant

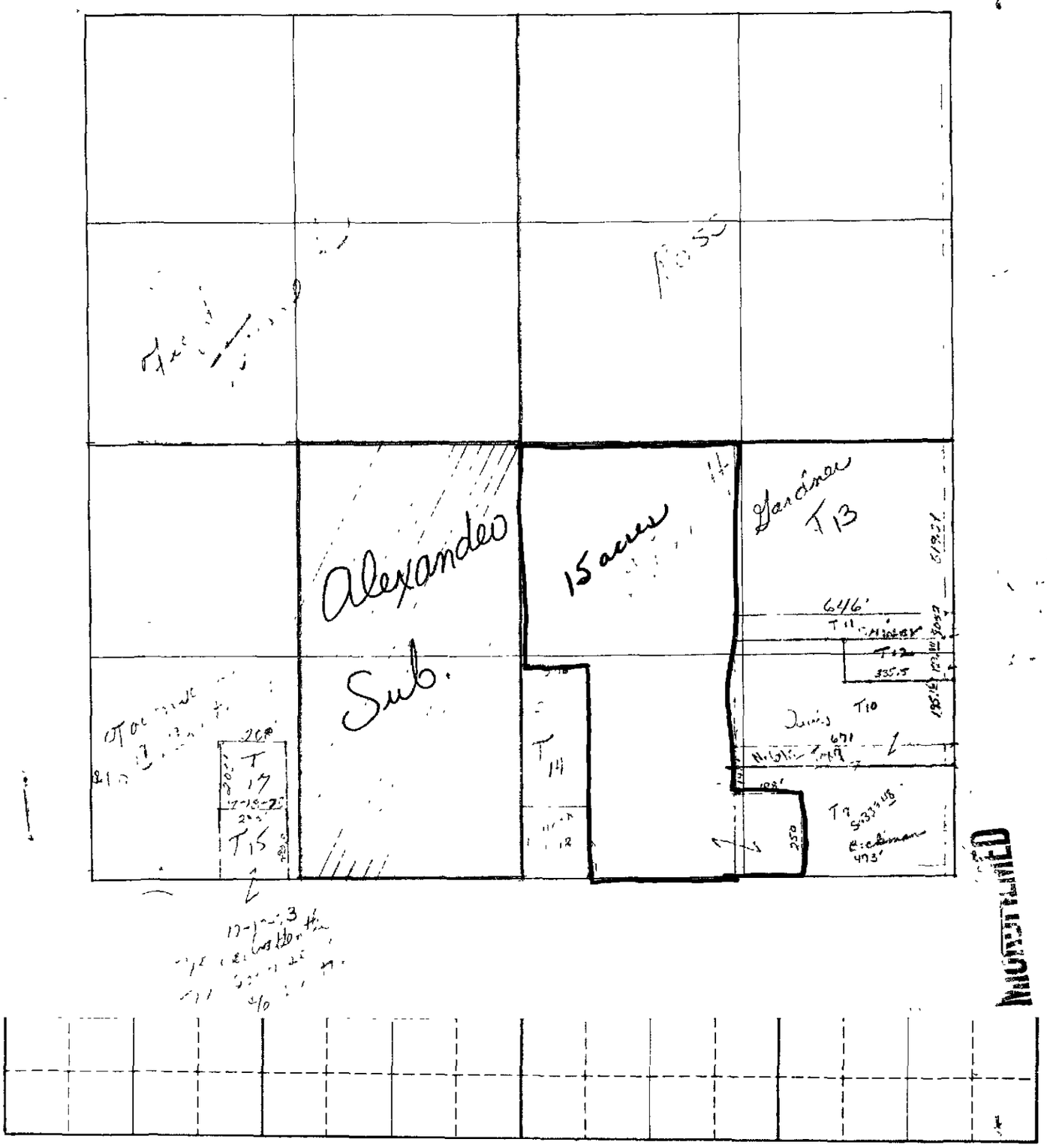
b. Who owns the land to be irrigated or place of use "

c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11 Map of proposed project· show clearly the proposed point of diversion, place of use, section number, township and range number

Section 12 Township 3 S Range 1 E



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth

(Applicant)

Proposed Priority 8/23/77

Received by JG Date 8/23/77 Time 12:05

Preliminary check by JG Fee $ $25.00

Receipted by KTN Date 8-23-77 #9216

Publication prepared by [illegible] Date 8-26-77

Published in Nth. Home News

Publication dates Sept 1 & 8

Publication approved [illegible] Date 9-19-77

Priority reduced to ____ Reason ____

Protests filed by. ____

Copies of protests forwarded by ____

Hearing held by ____ Date ____

Recommended for (approval) denial by JG

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 57-7200, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions.

   a SUBJECT TO ALL PRIOR WATER RIGHTS.

   b Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 78.

   c Other ____

2 Denial of said application is for the following reasons: ____

Witness my hand this 15 day of November 19 77.

Deputy Director

Affidavit of Publication

County of Elmore
STATE OF IDAHO } ss.

I, ..Duane M. Walter.. do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for ...2.... consecutive weeks, the first publication having been made on the ....1..... day of ...Sept....., 1977, and the last publication having been made on the .....8..... day of Sept..... 1977; every Thursday issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

..Duane M. Walter

Subscribed and sworn to me this ..8th..... day of September....., 1977

.....Helen O. Kluge.....
Notary Public

OK 1/1/8
9-19-77

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 8, 2000

Re: Notice of Claim To A Water Right No. 61-07459

JAMES W GRIMMETT
RT 1 BOX 677
MOUNTAIN HOME ID 83647

Dear Claimant:

Enclosed are copies of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right.

The change to your water right was a result of an approved license. This notification to the Court does not affect the previous approval of this license or your water right. You will be notified of any future action on your water right by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

Adjudication Section
Western Regional Office

JS:db

Enclosures

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	**Subcase No. 61-07459**
	)	
Case No. 39576	)	
	)	**NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING**
	)	

IDWR has completed the following Administrative proceeding: **LICENSE ISSUED**

Name of Claimant: J W Grimmett
Rt 1 Box 677
Mountain Home ID 83647

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: June 8, 2000

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 8, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   PO Box 2707
   Twin Falls ID 83303-2707

2. One Copy to:
   Claimant or attorney of record:
   J W Grimmett
   Rt 1 Box 677
   Mountain Home ID 83647

3. One Copy to:
   Chief Natural Resources Division
   Office of the Attorney General
   PO Box 44449
   Boise ID 83711-4449

4. One Copy to:
   United States Dept of Justice
   Environment & Natural Resource Div
   550 West Fort Street MSC 033
   Boise ID 83724

Denise Bufington

Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 61-07459

RECEIVED
JUN 9 - 2000
Department of Water Resources

NAME & ADDRESS: JAMES W GRIMMETT
RT 1 BOX 677
MOUNTAIN HOME ID 83647

SOURCE: GROUNDWATER

QUANTITY: 0.22 CFS
60.1 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/20/1977

POINT OF DIVERSION: T03S R06E S12 SESE Within ELMORE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	0.22 CFS 60.0 AFY
STOCKWATER	01-01 12-31	0.01 CFS 0.1 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION Within ELMORE County
T03S R06E S12 SESE 15
15 ACRES TOTAL

STOCKWATER Within ELMORE County
T03S R06E S12 SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 61-07459 (CONT)

OTHER PROVISIONS: (CONT)

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

STOCKWATER, 6 HORSES & RANGE CATTLE.

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

April 19, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

J W GRIMMETT
RT 1 Box 677
MOUNTAIN HOME ID 83647

RE: Water Right No. 61-07459

Dear Water Right Holder:

The Department of Water Resources (the Department) has issued the enclosed amended license confirming that a water right has been established in accordance with the permit referenced above. The amended license, which supersedes the license issued on July 10, 1992, is a **preliminary order** issued by the Department pursuant to section 67-5243, Idaho Code. The purpose of the amended license is to correct the number of acres which were irrigated during the permit development period. **The preliminary order can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described in the enclosed information sheet.**

If you have questions, please contact me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

Enclosure

MICROFILMED
APR 2 8 2000

CERTIFICATE OF MAILING

I hereby certify that on the **19th** day of **April, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 61-07459

J W GRIMMETT
RT 1 BOX 677
MOUNTAIN HOME ID 83647

Kari Lynn Townsend
Secretary

MICROFILMED

APR 28 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. **A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below.**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have fourteen (14) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

CERTIFICATE OF SERVICE

All documents intended to be part of the Department record in connection with a preliminary order shall be served upon the representatives of each party of record. Every document filed with and intended to be part of the agency record must be attached to or accompanied by proof of service by the following or similar certificate

> I HEREBY CERTIFY (swear or affirm) that I have this day of , served the foregoing (name(s) of document(s)) upon all parties of record in this proceeding, (by delivering a copy thereof in person: (list names)) (by mailing a copy thereof, properly addressed with postage prepaid, to: (list names)).
> (Signature)

MICRO-
APR 2 8 2009

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when (a) the petition for reconsideration is disposed of, or (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

RIGHT TO HEARING

Pursuant to Section 42-1701A(3), Idaho Code, unless the right to a hearing before the Department is otherwise provided by statute, any person aggrieved by any decision, determination, order, or action of the Department or any applicant for any permit, license, certificate, approval, registration, or similar form of permission required by law to be issued by the Department, who is aggrieved by a denial or conditional approval ordered by the Department, and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the Department to contest the denial or conditional approval upon filing with the Department, within fifteen (15) days after receipt of the denial or conditional approval, a written permission stating the grounds for contesting the action by the director and requesting a hearing

APPEAL OF FINAL ORDER TO DISTRICT COURT

If a preliminary order becomes final, any party aggrieved by the final order or orders previously issued in the case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which (a) a hearing was held, or (b) the final agency action was taken, or (c) the party seeking review of the order resides, or (d) the real property or personal property that was the subject of the agency action is located. The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal. See Sections 67-5270 through 67-5273, Idaho Code.

MICROFILMED
APR 2 8 2003

S12 - T3S R6E
Official Exclusion from District
per Calvin Ireland 4/12/2000 - kw

PETITION FOR EXCLUSION OF LAND
TO THE BOARD OF DIRECTORS OF THE MOUNTAIN HOME IRRIGATION DISTRICT:

The petition of James Grimmett and Marion Grimmett, husband and wife, Howard Gardner and Anna L. Gardner, husband and wife, Lucretia Phelps, Martin Rodriquez, Bryan Miller and Julie Miller, husband and wife, Richard Johnson and Christie Johnson, husband and wife, respectfully represents:

I

The above petitioners are the owners of the following described real property located in the County of Elmore, State of Idaho, and particularly described as follows:

> That portion of the Northeast Quarter of the Southeast Quarter of the Southeast Quarter of Section Twelve, Township Three South, Range Six East, Boise Meridian, commencing at a point which is the Northwest Corner of said Northeast Quarter of the Southeast Quarter of the Southeast Quarter of Section Twelve, and running thence East a distance of 396 feet, thence running South a distance of 660 feet, thence running West a distance of 396 feet, thence running North a distance of 660 feet to the point of beginning, containing six acres, more or less.
>
> The Northwest Quarter of the Southeast Quarter of the Southeast Quarter of Section Twelve, Township Three South, Range Six East, Boise Meridian, containing ten acres more or less.
>
> A tract of land bounded as follows: Beginning at the Northwest Corner of the Southwest Quarter of the Southeast Quarter of the Southeast Quarter of Section Twelve, Township Three South, Range Six East, Boise Meridian, and thence running East 660 feet to the Northeast Corner of the Southwest Quarter of the Southeast Quarter of the Southeast Quarter of said Section Twelve; thence South 94.38 feet, thence West 660 feet, thence North 94.38 feet to the point of beginning, containing 1.43 acres more or less.

MICROFILMED
APR 28 2000

II

The above described real property comprises approximately 17.43 acres; that the above described lands are now located within the boundaries of the Mountain Home Irrigation District and form a part of said district. Portion of said lands will hereafter be

used for residential purposes and will not be used as agricultural or farming lands. Other portions of said lands will remain agricultural but have an adequate water supply from other sources.

WHEREFORE, your petitioners pray that said lands be excluded from the boundaries of the Mountain Home Irrigation District and that an order be made and entered by the Board of Directors changing the boundaries of the district to exclude the above described lands.

DATED this 29 day of August, 1977.

James Grimmett

Marion Grimmett

Howard Gardner

Anna L. Gardner

Lucretia Phelps

Martin Rodriquez

Bryan Miller

Julie Miller

Richard Johnson

Christie Johnson

Petitioners.

MICROFILMED
APR 28 2000

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 29 day of August, in the year 1977, before me, the undersigned, a Notary Public in and for said State personally appeared JAMES GRIMMETT and MARION GRIMMETT, HOWARD GARDNER and ANNA L. GARDNER, LUCRETIA PHELPS, MARTIN RODRIQUEZ, BRYAN MILLER, JULIE MILLER, RICHARD JOHNSON and CHRISTIE JOHNSON, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Joy R. Friedly
Notary Public for Idaho,
Residing at Mountain Home, Idaho.

MICROFILMED
APR 28 2000

4-12-00 JMC

Form 239 7
-8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

USE TYPEWRITER OR BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name: Jim Grimmet

Address: Mtn Home Id

Owner's Permit No.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other (specify type)

4. METHOD DRILLED

☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other

Thickness	Diameter	From	To
.250 inches	8 inches	1 feet	19 feet
inches	inches	feet	feet
inches	inches	feet	feet
inches	inches	feet	feet

Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation inches by inches

Number	From	To
perforations	feet	feet
perforations	feet	feet
perforations	feet	feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name
Type Model No.
Diameter Slot size Set from feet to feet
Diameter Slot size Set from feet to feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel
Placed from feet to feet
Surface seal depth 19 Material used in seal: ☐ Cement grout ☒ Puddling clay ☒ Well cuttings
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth
Method of joining casing ☐ Threaded ☐ Welded ☐ Solvent

7. WATER LEVEL

Static water level 32 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow
Artesian closed-in pressure p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature °F. Quality

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other

Discharge G.P.M.	Pumping Level	Hours Pumped
120		2

9. LITHOLOGIC LOG

Hole Diam.	Depth From	Depth To	Material	Water Yes	Water No
8	0	7	Soil		
8	7	26	Gray lava		
8	26	32	Brown & red cinders		
8	32	47	Gray lava		
8	47	72	Brown lava & cinders		
	72		~~Gray lava~~		
8	72	78	Gray lava		
8	78	104	Brown lava, cinders	x	
8	104	112	Gray lava		
8	112	115	Brown lava & cinders		
8	115	127	Red Cinders		
8	127	131	Brown and gray lava and clay		
8	131	136	Gray lava		

Kay Walker

MICROFILMED
APR 28 2000

☐ Abandoned (describe method of abandoning)

Discharge G.P.M.	Pumping Level	Hours Pumped
120		2

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other (specify type)

4. METHOD DRILLED

☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Casing schedule ☒ Steel ☐ Concrete ☐ Other

Thickness	Diameter	From	To
.250 inches	8 inches	1 feet	19 feet
inches	inches	feet	feet
inches	inches	feet	feet
inches	inches	feet	feet

Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation inches by inches

Number	From	To
perforations	feet	feet
perforations	feet	feet
perforations	feet	feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name
Type Model No
Diameter Slot size Set from feet to feet
Diameter Slot size Set from feet to feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel
Placed from feet to feet
Surface seal depth 19 Material used in seal ☐ Cement grout ☒ Puddling clay ☒ Well cuttings
Sealing procedure used ☐ Slurry pit ☐ Temp surface casing ☒ Overbore to seal depth
Method of joining casing ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata
Describe access port

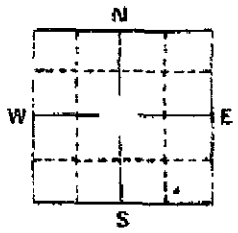
9. LITHOLOGIC LOG

Hole Diam.	Depth From	Depth To	Material	Water Yes	Water No
8	0	7	Soil		
8	7	26	Gray lava		
8	26	32	Brown & red cinders		
8	32	47	Gray lava		
8	47	72	Brown lava & cinders		
	~~72~~	~~?~~	~~lava~~		
8	72	78	Gray lava		
8	78	104	Brown lava, cinders	x	
8	104	112	Gray lava		
8	112	115	Brown lava & cinders		
8	115	127	Red Cinders		
8	127	131	Brown and gray lava and clay		
8	131	136	Gray lava		

10. Work started 8/14/77 finished 8/18/77

6. LOCATION OF WELL

Sketch map location must agree with written location



Subdivision Name
Lot No. Block No
County Elmore
SE ¼ SE ¼ Sec. 12, T. 3 N/S, R. 6 E/W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Middleston & Son, Inc Firm No. 35
Address Twin Homes Idaho Date 8/18/77
Signed by (Firm Official) and (Operator)

MICROFILMED
APR 2 8 2000

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

Apr. 12 2000 09:15AM P3
PHONE NO. : 1 208 5873352
FROM : A TO Z

MOUNTAIN HOME IRRIGATION DISTRICT

ELMORE COUNTY, IDAHO

Water Users' Ledger and Assessment Roll

Kay Walker

NAME OF OWNER	ADDRESS	DESCRIPTION OF LANDS	Sec.	Twp.	Rge.	AREA
~~Joseph Bomcher~~	~~Box 123~~ City	M. & E. of O. & R. R. R.	7	4S	7E	19.18
~~FRANCIS T. PHEIFFER~~	R.F.D #1 BOX 766	Thalpatou E½ SE¼				~~24~~ a
~~Vernal D. Hawkes~~	~~S L.D.S. CHURCH~~ 4-75	Held in INVENTORY				1.50
~~Tom Hissell~~	widfeldt & Bell 6/7/77	" " "				
ROBERT BENNETT	Jim Greenwell 9/5/77	" " "				17.43
	Excluded 4.82 acre 8/4/77	" " "				4.82
		Not assigned				47.9

APR 28 2000 MICROFILMED

O. AND M. TOLL PAYMENT

Year	Amount	Month	Day	Year	Amount Paid	Receipt No.
1962	48.00	9	26	62	48.00	288
1963	96.00	3	11	63	96.00	
1964	96.00	5	4	64	96.00	192
1965	108.00	4	12	65	108.00	192
1966	108.00	4	25	66	108.00	192

Amount Toll Cr. on O. & M. Assessment	O. AND M. ASSESSMENT Year	Amount

O. AND M. TOLL PAYMENT

Year	Amount	Month	Day	Year	Amount Paid	Receipt No.
1967	126.00	5	12	67	126.00	192
1968	126.00	4	22	68	126.00	192
1969	126.00	4	16	69	126.00	192
1970	132.00	5	19	70	132.00	192
1971	138.00	5	10	71	138.00	192

Amount Toll Cr. on O. & M. Assessment	O. AND M. AS Year

O. AND M. ASSESSMENT—FIRST PAYMENT

Year	Amount Due	Month	Day	Year	Amount Paid	Receipt No.
1972	144.00	5	2	72	144.00	192
1973	150.00	4	9	73	150.00	192
1974	168.00	8	5	74	168.00	192
1975	174.00	7	28	75	174.00	192
1976	228.00	8	25	76	228.00	192

SECOND PAYMENT

Month	Day	Year	Amount Paid	Receipt No.
			All Traits 192-193-193A-194	

DELINQUENT ASSESSMENT

Year	Amount Delinquent	Amount Penalty	~~Total~~
1990	1840.00		
1990	1058.00		
1990	2231.00		
1992	6231.39		
1993	6231.39		

REDEMPTION OF DELINQUENT ASSESSMENT

Month	Day	Year	Amount and Penalty	check Interest	Costs	Total
5	10	90	1840.00	#2007		
5	10	90	1058.00	2007		
5	10	90	2231.00	#2007		
4	30	93	6231.39	#0313		
4	30	93	6231.39	#0313		

Calvin Ireland

04/06/2000

MICROFILMED

APR 2 8 2000

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

April 4, 2000

Mr. James W. Grimmett
Route 1, Box 677
Mountain Home, ID 83647

RE: **61-07459**

Dear Mr Grimmett·

Pursuant to my conversation with Barry Peterson on April 3, 2000, the following information is being requested by the Idaho Department of Water Resources (IDWR) pertaining to the above-mentioned water right recommendation:

1. Any and all documents pertaining to the sale of your shares in the Mountain Home Irrigation District to Mr. Vernial Hawkes,
2 Any electric bills you may have saved pertaining to the pump for the well dug in 1977. Please include any bills you may have for the years 1977 and 1978.
3. Well log records for the well that was drilled in 1977.

If you have any technical questions, or other questions pertaining to this request, please contact Kay Walker in the Allocations Bureau at: 327-7944.

As you are aware, a Status Conference is set for April 14, 2000 at 10:00 a.m. This hearing will be conducted by telephone.

Thank you for your courtesy and cooperation.

Sincerely,

Becky J. Harvey
BECKY J. HARVEY
Paralegal
Water Resource Section

/bh
cc's· Barry Peterson
Kay Walker

MICROFILMED
APR 28 2000

Natural Resources Division - Water Resources Unit
1301 North Orchard St , Boise, Idaho 83706-2237
Telephone (208) 327-7920, Legal FAX. (208) 327-7866
Adjudication FAX (208) 327-5400

RECEIVED
FEB 11 2000
Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	**Water Rights: 61-07459**
	)	
Case No. 39576	)	
	)	**NOTICE OF ADMINISTRATIVE PROCEEDING**
	)	

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

[X] Amendment of License

[] Substitution of Party (waiting for documentation)

[] Substitution of Party/Split Water Right

[] I.C. § 42-222 transfer

[] point of diversion [] place of use

[] period of use [] nature of use

IDWR projects the Administrative Proceeding shall be completed not later than: February 9, 2001.

Dated February 9, 2000

Jan Shute

Signature of IDWR Representative

MICROFILMED
APR 28 2000

INSTRUCTIONS FOR MAILING

Mail this form to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

CERTIFICATE OF MAILING

I certify that on February 9, 2000 I mailed the original and copies of this form to the following persons, postage prepaid, and addressed as follows:

1. Original to:

   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   P.O. Box 2707
   Twin Falls ID 83303-2707

2. One copy to Claimant:

   James W Grimmett
   Rt 1 Box 677
   Mountain Home ID 83647

3. One copy to:
   Each party in the subcase, or attorney of record:

   James W Grimmett
   Rt 1 Box 677
   Mountain Home ID 83647

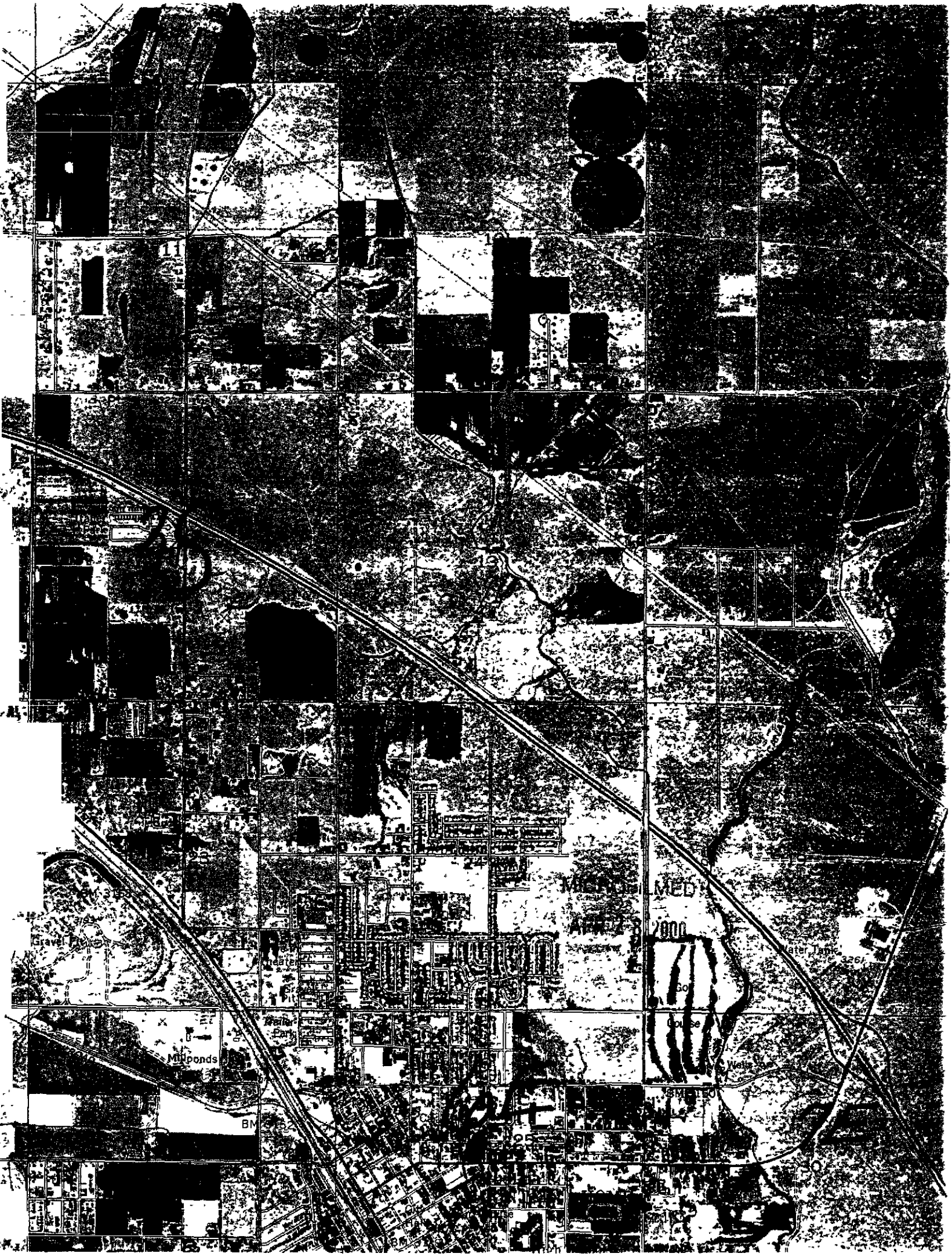
Denise Buffington
Signature of ~~person~~ or attorney mailing the form

MICROFILMED
APR 28 2000

For Amended License 61-07459

3480-80-152
9/17/1980
S.W. IDAHO

MICROFILMED
APR 2 8 2000


Gravel Pit
Theater
Water Park
Mudponds
Water Tank
Golf
House
Well
BM
MICROFILMED
APR 2 8 2000

$V_1 = 15 \times 4.0 = 60$ AFA ←

$V_2 = 0.22 \times 1.9835 \times 214 \text{ days} = 93.4$ AFA

MICRO in MILL
APR 2 8 2000

USE TYPEWRITER OR BALL POINT PEN

State of Idaho
Department of Water Administration

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name James Grimmett

Address Mountain Home, Idaho

Owner's Permit No.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test

☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 8 inches Total depth 135 feet

Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
.250 inches	8 inches	0+1 feet	20 feet
inches	inches	feet	feet
inches	inches	feet	feet
inches	inches	feet	feet
inches	inches	feet	feet

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation inches by inches

Number	From	To
perforations	feet	feet
perforations	feet	feet
perforations	feet	feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name

Type Model No.

Diameter Slot size Set from feet to feet

Diameter Slot size Set from feet to feet

Gravel packed? ☐ Yes ☒ No Size of gravel

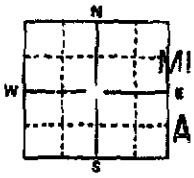
Placed from feet to feet

Surface seal? ☒ Yes ☐ No To what depth 10 feet

Material used in seal ☒ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



MICROFILMED
APR 28 2000

County Elmore

SE ¼ SE ¼ Sec. 12 T. 3 N/S, R. 6 E/W

7. WATER LEVEL

Static water level 15 feet below land surface

Flowing? ☐ Yes ☒ No G.P.M. flow

Temperature ° F. Quality

Artesian closed-in pressure p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☒ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
180 = 0.4 cfs	0	1

9. LITHOLOGIC LOG

Hole Diam.	Depth From	Depth To	Material	Water Yes	Water No
12	0	3	Soil.		
8	3	32	Gray lava.	X	
8	32	36	Red lava.		
	36	38	Black cinders.		
	38	40	Clay.		
	40	83	Black lava.		
	83	114	Cinders.		
	114	119	Black lava.		
	119	124	Cinders.	X	
	124	135	Black lava.	X	

10.

Work started 7/11/72 finished 7/22/72

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

C.L. McCloston & Son 35
Driller's or Firm's Name Number

Mountain Home, Idaho
Address

Signed By Date

No log for 2nd well drilled in 1977

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

Note from Becky J. Harvey

To: Shelley Keen

From: Becky Harvey

Date: February 3, 2000

Re: 61-07459

Shelley

James Grimmett filed an objection in the SRBA for this water right recommendation. After looking at the file and talking with Kay, it appears that the way to resolve this subcase is to file a NAP and have the claimant/objector proceed with a request to amend the license.

My question is · Is the document entitled *"To Whom It May Concern"* which has been signed by Mr. Grimmett's neighbors sufficient to start the re-examination of the license? If not, what exactly is needed?

There is a hearing set in the SRBA on **February 17, 2000** so we would like to get a NAP filed prior to that date so that the parties won't have to appear.

Attached for your information is the adjudication objection (referred to as the legal), claim and water right license files

Thank you.

Becky

MORC
APR 2 8 2000

OBJECTION TO WATER RIGHTS FINDINGS

Subcase 61-07459
James W. Grimmett
Mountain Home, ID
June 9, 1999

To Whom It May Concern:

When the water resource officer came around in 1992, we did not realize or appreciate the significance of her visit and she saw only the 4.3 acres that was then being irrigated. We wish we had given a more thorough history of the beneficial use of our water and land.

We purchased the land in 1963 from Mr. Vines and irrigated with water shares in the Mountain Home Irrigation District. We sold those shares to Vernial Hawkes and had a well-dug in 1972 from which we irrigated the full 15 acres. In 1977, we had a second well dug. From the 1977 well we irrigated the full 15 acres until the drought years of the early 1990s.

The following long time citizens of the area attest by signature to my irrigating the full 15 acres beginning in 1963 (including the period of Aug 23, 1977, through March 2, 1978) through the 1980s.

Clayton D. Colthorp
Clayton Colthorp

Kenneth H Johns
Kenneth Johns

Robert C Baker
Robert Baker

Calvin Ireland
Calvin Ireland

Barry Peterson
Barry Peterson

MICROFILMED
APR 28 2000

RECEIVED
JUN 11 1999
Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)
)
)

A. Subcase 61-07459
(Insert water right number)

STANDARD FORM 1 OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: James W Grimmett
Address: Rt 1 Box 677
Mountain Home, Id. 83647
Daytime Phone: 208-587-3959

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: James W. Grimmett
Address: Rt 1 Box 677
Mountain Home, Id 83647

MICROFILMED
SEP 28 2000

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
   Should be: _____

2. ☐ **Source**
   Should be: _____

3. ☑ **Quantity**
   Should be: 0.49 CFS, 60.35 AFY

4. ☐ **Priority Date**
   Should be: _____

5. ☐ **Point(s) of Diversion**
   Should be: _____

6. ☐ **Instream Flow Description**
   Should be: _____

7. ☐ **Purpose(s) of Use**
   Should be: _____

8. ☐ **Period of Year**
   Should be: _____

9. ☑ - **Place of Use** Irrigation within Elmore County
   Should be: T03S R06E S12 SESE 15
   15 acres Total

11. **I object because:** stockwater within Elmore County
   T03S R06E S12 SESE

☐ This water right should not exist.

☑ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): Beneficial use (historical)

See Attachment

MICROFILMED
APR 28 2000

JUN 1 1 1999
Department of Water Resources

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 10, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   PO Box 2707
   Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

   Name: James W. Grimmett
   Address: Rt 3 Box 677
   Mtn Home Id 83647

3. Copies to:

   IDWR Document Depository
   PO Box 83720
   Boise, ID 83720-0098

   Chief, Natural Resources Division
   Office of the Attorney General
   State of Idaho
   PO Box 44449
   Boise, ID 83711-4449

   United States Department of Justice
   Environment and Natural Resource Division
   550 West Fort Street, MSC 033
   Boise, ID 83724

Signature of Objector or attorney mailing on Objector's behalf

MICROFILMED
SEP 2 8 2000

F. **VERIFICATION** (Must be Completed)

State of Idaho)
)ss.
County of Elmore)

James W. Grimmett, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

James W. Grimmett
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: JUNE 10, 1999

Lisa D. Fuller
Notary Public for IDAHO
Residing at: MOUNTAIN HOME, ID
My Commission Expires: 01-20-04

LISA D. FULLER NOTARY PUBLIC STATE OF IDAHO

SEP 28 2000

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

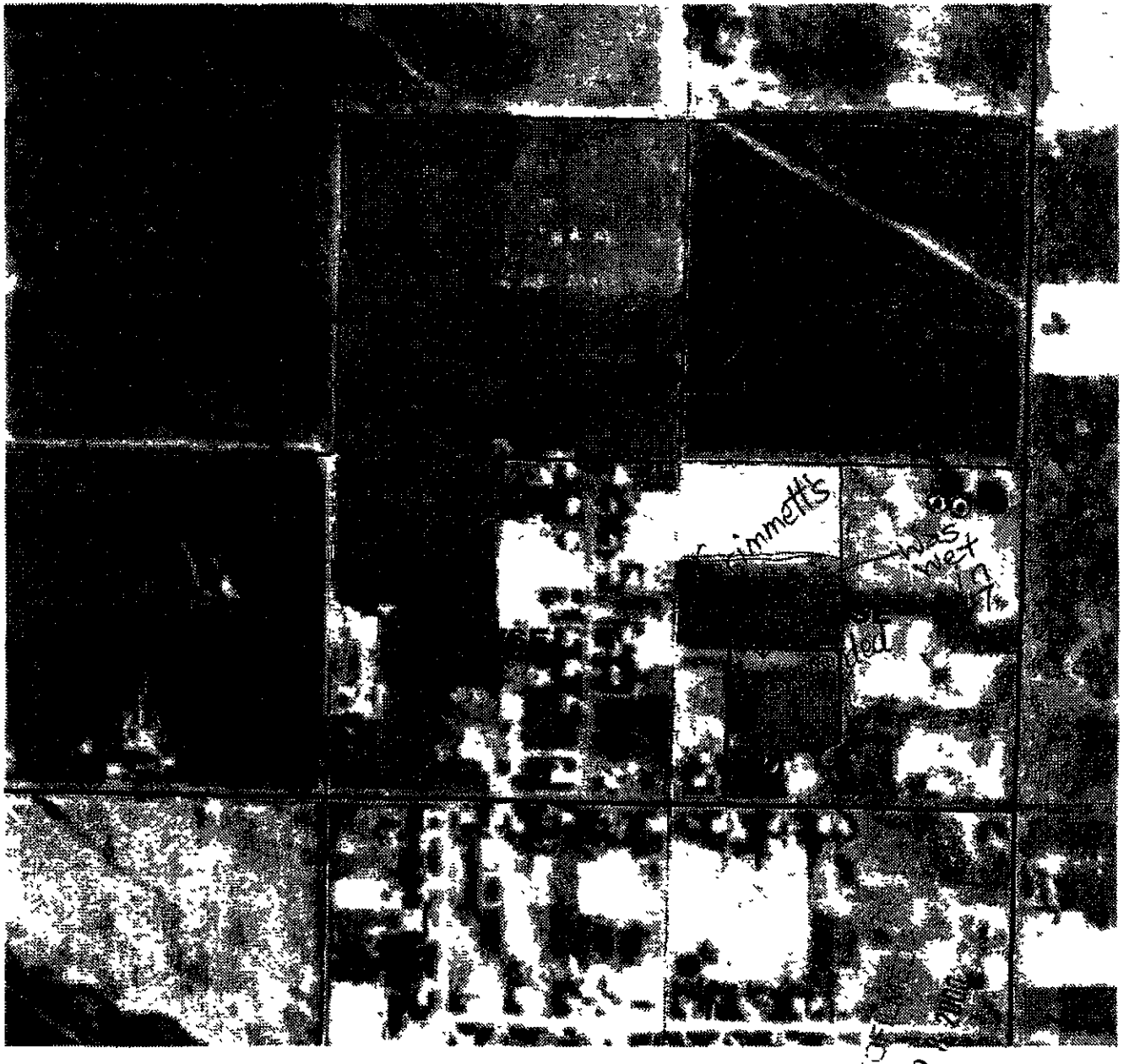
CLAIM(S): 61-07459

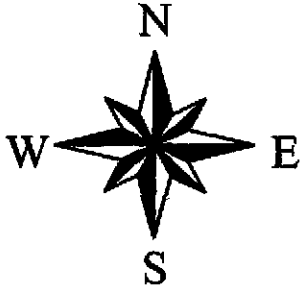
T03S, R06E, S12

Owner(s): GRIMMETT

Prepared by: KAY WALKER
Date: October 20, 1998

Place of Use
Point(s) of Diversion
Section Lines
1/4 1/4's





0 0.25 0.5 0.75 Miles

Copy from SRBA ~~[illegible]~~ file.

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

February 4, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Claim to a Water Right No. 61-07459

James W. Grimmett
Rt. 1, Box 677
Mountain Home, ID 83647

Dear Mr. Grimmett:

In response to the notice of error you submitted on the proposed recommendation of the above referenced claim, I offer the following information:

I have talked with the field examiner who conducted the examination of your irrigation system from your well, our regional supervisor and our State Office in regard to the license issued on the above referenced claim. In order to request an increase in the number of acres licensed under this right you will need to do a couple of things to initiate a reinvestigation of this water right.

1. You need to submit a request for this investigation. You should include the reason you believe the number of acres was incorrectly licensed and why the entire system was not shown to our examiner when she conducted her exam.
2. You need to include with your request some convincing documentation showing the total number of acres that were irrigated from your well during the permit period of August 23, 1977 through March 2, 1978.
3. All water right approvals, including amended licenses, are now issued as orders of the Department. Once issued, orders do not become final for 21 days after issuance. Because of this timeline, if you wish to pursue this matter you need to submit an objection to the Snake River Basin Adjudication Court in Twin Falls when you receive our final recommendation of this claim. We will be sending this Director's Report to the Judge next week so you should receive your notice soon. Be advised that I have not changed any of the information previously reported to you.

MICROFILMED
2 8 2000

I am sorry I did not get this information out to you sooner. I have been busy preparing memos and having meetings to figure out what could be done to pursue your request. If you have any questions in regard to this, please do not hesitate to contact me. Also, if you wish to submit an objection to the Court, I can send the objection form out to you. If you don't take this action at this time, you will have no alternative but to submit an application for permit for an additional water right to irrigate the acres not covered under License No. 61-07459.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k

MICROFILMED
APR 28 2000

Western

RECEIVED
FEB 04 1999
WATER RESOURCES
WESTERN REGION

MEMORANDUM

DATE: February 3, 1999

TO: Kay Walker

FROM: Shelley W. Keen SWK

RE: Request to amend license 61-07459

I have reviewed your memo requesting that IDWR consider amending water right license 61-07459, which was issued to J. W. Grimmett on July 10, 1992, to increase the authorized number of irrigated acres. In order to proceed, I will need the following items.

- A request signed by the right holder himself.
- Because the authorized development period did not extend beyond 1978, the 1987 NAPP photography cannot be used as the basis for amending the license. I will need good information demonstrating that more than 4.3 acres were irrigated prior to March 2, 1978, the date proof of beneficial use was submitted for the permit.
- Aerial photography is not necessarily a good indicator of the source of irrigation water. Therefore, I will need good information demonstrating that additional irrigated acres on Mr. Grimmett's land were, in fact, irrigated with water from the source well for this right.

All water right approvals, including amended licenses, are now issued as orders of the department. Once issued, the orders do not become final for 21 days even if no petition for reconsideration is filed. Within 28 days of the order becoming final, the decision can be appealed to district court. Because of this timeline, it will not be possible to complete the licensing amendment process this week even if the required information is submitted immediately.

MICRO-FILMED
APR 28 2000

K:\WRMEMOS\6107459.doc

RECEIVED
JAN 20 1999

Memorandum

To: [redacted]

From: Kay Walker

Through: Gary Spackman, Regional Supervisor

& Lori Graves, Field Examiner

Date: 01/05/99

Re: License 61-07459

In review of this file for recommendation in the SRBA, I prepared my recommendations based upon the field examination conducted by Lori Graves on June 18, 1991 and the License issued July 10, 1992. When our SRBA recommendations were sent out to Mr. Grimmett, the license holder, he disagreed with my recommendations because he irrigates more land than the 4.3 acres licensed. ~~I asked Mr. Grimmett why he had not contested the license when it was issued and mailed out to him. His neighbor piped up and stated that Mr. Grimmett was not a fighter.~~

In review of the 1987 NAPP photo Mr. Grimmett had irrigated more than 4.3 acres. His well had problems due to the drought and he quit irrigating all the land. When Lori conducted her exam, she called and set up an appointment to meet with the permit holder. When Lori arrived at their place Mrs. Grimmett was busy in the kitchen and just pointed to the land being irrigated on the day of the exam. She did not offer any information in regard to the lands that had been irrigated previously under the permit. Lori conducted her exam and submitted her findings to the state office for licensing.

I am caught in the middle of this situation now. Mr. Grimmett is not happy with the proposed recommendations; he cannot receive another water right for the extra acres due to this property being located in the Mountain Home Groundwater Management Area (established 11/1992); the land was irrigated on the 1987 NAPP photo which we base our SRBA recommendations on for beneficial use claims along with field examinations; drought conditions prior to the beneficial use examination could not be controlled by the permit holder.

I am attaching a GIS shape file which shows all of the land owned by Mr. Grimmett and the 4.3 recommended acres. Please review this information and see if we can offer additional acres under this right which would require an amended license. Mr. Grimmett has stated he had work done on his well and that it can now irrigate the entire place.

MICROFILMED
APR 28 2000

July 13, 1992

JW GRIMMETT
RT 1 BOX 677
MOUNTAIN HOME ID 83647

RE: WATER RIGHT NO. 61-07459

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Also enclosed is an Order Advancing Date of Priority to September 20, 1977.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

JUL 28 1992

June 3, 1992

J W GRIMMETT
RT 1 BOX 677
MOUNTAIN HOME ID 83647

RE: WATER RIGHT NO. 61-07459

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED
JUL 28 1992

LICENSE REVIEW CHECKLIST

Permit # 61-07459 Date 05-21-92

38

	Yes	No	
NAME		✓	Address Change?
PRIORITY DATE	✓		Advance? Fee Notice 4-3-87/ Fee Sheet 6-30-87
	✓		Memo to Advance
		✓	Order to Reinstate Needed?
TOTAL CFS		✓	Incorrect Fee for rate recommended?
	NA		Disagree with Actual Measurement?
			4.3 x .03 = .0129 ≈ .13cfs (IRR) 6x.00022=.001/.01cfs (STOCK)
		✓	Disagree with Theoretical?
		✓	Limited by Capacity? .22
TOTAL VOLUME			Rate/ac 4.0 AFA Irr. Season C
			4-1 to 10-31 Standard Irr. Season
			Same/Reduced from Permit Season Recommended
	✓		Disagree with Examiner's Calculations?
			4.3 x 4.0 = 17.2 AFA (IRR) 6x.0134=.08 ≈ .1AFA (STOCK)
		✓	Limited by Flow? .13x213x1.9835=54.9 > 17.2
SOURCE		✓	Changes? Clarification of Originally Intended source
		✓	Notice of Intent to Void.
P/D			Verify with Map
		✓	Amendment Needed?
		✓	Is Overlap Analysis a Consideration?
P/U			Verify with Map
		✓	Amendment Needed?
		✓	Is Overlap Analysis a Consideration?
USES		✓	Change(s) in Nature of Use?
		✓	Amendment Needed?
REMARKS		✓	Multiple P/Ds in 1/4 1/4?
	✓		Non-Irr. Uses STOCK (6 horses + range cattle)
		✓	Special Overlap Condition
		✓	Other
CONDITIONS		✓	Measuring Device
		✓	W/Master Control
	R51		Overlap
		✓	Water Quality

DATES/MISC		
	✓	Water Dist.
✓		App Rec'd
✓		Exam Made

COMMENTS/MEMOS NEEDED: Reduced Acres, Rate, Season

License ___ 10-Day ✓ 15-Day ___ Special Correspondence ___

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
C	J W GRIMMETT RT 1 BOX 677 MOUNTAIN HOME ID 83647	09/20/1977	IRRIGATION	04-01	10-31	0.13 CFS	17.2 AFA
			STOCKWATER	01-01	12-31	0.01 CFS	0.1 AFA
				TOTAL DIVERSION:		0.14 CFS	17.3 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion Capacity: 0.22 CFS

Point(s) of Diversion: T03S R06E S12 SE SE

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
03S 06E 12																04	4.3
																TOTAL ACRES	4.3

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: ELMORE

Other Water Rights with Same Point(s) of Diversion and Source:
61-07237 61-07459

Other Water Rights Listing Overlapping Place(s) of use:
61-07237 61-07459

Conditions of Approval:
R51 - This right when combined with all other rights shall provide no
- more than .03 cfs per acre nor more than 4.0 afa per acre for the
- lands above.

Remarks: Stockwater use is for 6 horses and range cattle.

Dates: App. Received: 08/23/1977 Priority Date: 09/20/1977
Proof Due Date: 12/01/1978 Proof Made Date: 03/02/1978
Exam Made Date: 06/18/1991 Exam Sent to S.O.: 02/13/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 05/21/92 SKAGGS

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 61-7459

FROM: PAM SKAGGS

RE: PRIORITY ADVANCE REVIEW

DATE: 21-MAY-1992

==========

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	DATE	JULIAN
PERMIT		
Permit priority Date:	AUGUST 23 1977	235
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 03 1987	93
Exam Fee/Info Sheet Received Date:	JUNE 30 1987	181
Exam Fee or Info Due Date:	JUNE 02 1987	153
Days Late:		28 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	AUGUST 23 1977	235
Total Days Late:		28 DAY(S)
New Priority Date:	**SEPTEMBER 20 1977**	**263**

MICROFILMED
JUL 28 1992

Form 219
6/86

RECEIVED
FEB 20 1992
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 61-07459

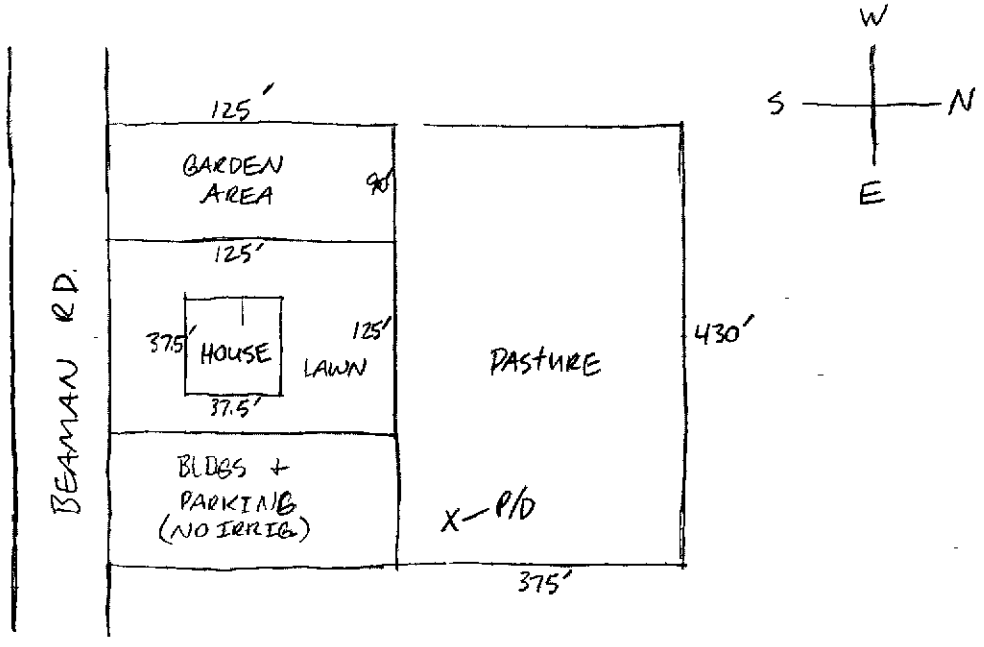
1. Owner. J. W. GRIMMETT Phone No. 587-3959
   Current Address: Rt. 1 BOX 677 MTN. HOME
2. Accompanied by: WIFE EXAM. DATE. 6/18/91
   Address: SAME Phone No SAME
   Relationship to Permit Holder: _____
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 61-07237
   ☐ Copies Attached
2. Other water rights with same point of diversion. 61-07237
   ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components Indicate weir size/ditch size/pipe i d. as applicable. ☐ Alternative diagram attached



MICROFILMED
JUL 28 1992

Scale: 1" = NOT TO SCALE

2. ☑ Copy of U.S.G S Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
   ☑ Aerial Photo Attached (required for irrigation of 10 acres or more).
   ☑ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

a 8" well equipped with a 10 HP submersible pump supplies water to pasture utilizing hand lines + to lawn, garden + stock through 2" buried line. A61-10650 supplies the internal domestic water + also is used as a stockwater backup well.

☐ See Remarks on page 4 for continuation

4

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
WELL	FRANKLIN	10	UNKOWN	SUBMERSIBLE BERKLEY	6AH6
					DISCHARGE 2"

**Code to correspond with No. on map and aerial photo*

INFO FROM HIDDLESTON WELL DR.

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
WELL			SE	SE	12	3S	6E	ELMORE	Orthophoto, ASCS MAP

6. **Place(s) of Use:** Indicate Method of Determination _____

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	6E	12																S	
																		I	4.3

RECEIVED

JUL 28 1992

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2 **Measurements:**

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: (DRILLER + OWNER EST. ON PUMPING LEVEL)

2. Alternate Method for Checking Purposes: THEORETICAL : $\frac{10\text{hp} \times 8.8 \times .5}{110 \text{ (ft)} + 2.3 \times 40 \text{ (psi)}} = .217 \text{ cfs} = .22 \text{ cfs}$

EXAM FEE = .30 cfs

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure _____ psi x 2.31 = _____ ft (1), Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate _____ cfs (4)

Water HP: (3) x (4) ÷ 8 8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1 Volume Calculations for Irrigation: .03 x 4.3 = .13 cfs

V_{IR} = (Acres Irrigated) x (Irrigation Requirement) = 4.3 x 4.5 = 19.35 AFA 63.43 AFA

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = $\frac{.08}{.13 \text{ CFS}} \times \frac{246}{\text{(day)}} \times 1.9835 = 43.9$ AFA

V = Smaller of V_{IR} and V_{DR} = 19.35 AFA

2. Volume Calculations for Other Uses

STOCK USE: 6 horses + beef = 6 x 12 x 365 ÷ 325,85[illegible] .08 = .1 AFA

ALTERNATE: .02 x 365 x 1.9835 = 14.48 = 14.5 AFA

RECEIVED

JUL 28 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

61-07459 + A61-10650 are the only rights used on this property. 61-07237 belongs to a neighbor.

I. RECOMMENDATIONS

1 Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume 19.4 V (afa)
IRRIGATION	3/15	11/15	.13 CFS	~~19.35~~ AFA
STOCKWATER	1/1	12/31	.02 CFS.	.1 AFA.
				19.5
		Totals:	.15 CFS	~~19.45~~ AFA

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P D as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name LONI WHITE

JFW 1/27/92 Signature Loni White

Certification Date

Field Report Preparation Date 6/19/91

CONSULTANT SEAL

PROFESSIONAL ENGINEER REGISTERED 3909 STATE OF IDAHO DAVID R. TUTHILL, JR.

dr. Tuthill 2/7/92

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

RECEIVED

JUL 28 1992

(5-90)

Permit No. 61-07459

IRRIGATION RIGHT FROM A GROUND WATER SOURCE

A theoretical calculation is necessary to determine if a measurement is required for irrigation from a groundwater source.

1. Using the found acres (or an estimate by the permit holder) calculate the acre-foot per annum limit. This is the volume that the system must be able to theoretically produce to exclude a rate of flow measurement.
2. Next, given the pump hp and the estimated dynamic water level, calculate the theoretical rate of flow that the system can produce.

3. Using the rate found in step 2 and the days in the permitted irrigation season, calculate the theoretical AFA that the system could produce. This volume is then compared to the first AFA calculation. If the theoretical volume (step 3) is greater than the irrigation requirement volume (step 1) then no measurement is necessary. If it is less, then you must make a diversion rate measurement during the field examination.

1. 4.3 (Found Acres) * 4.5 (Irr. Req.) = 19.35 (AFA)

* 2. (10)HP * 8.8 * (.50)EFF / ((110)Dyn Levl + (2.3 * (40)PSI)) = .217 CFS (Theor. Div. Rate)

3. .22 (Theoretical Div. Rate) * 246 (Days in season) * 1.9835 (factor) = 107.3 (AFA)

Note: for electrical motors EFF = 0.70
for diesel motors EFF = 0.60

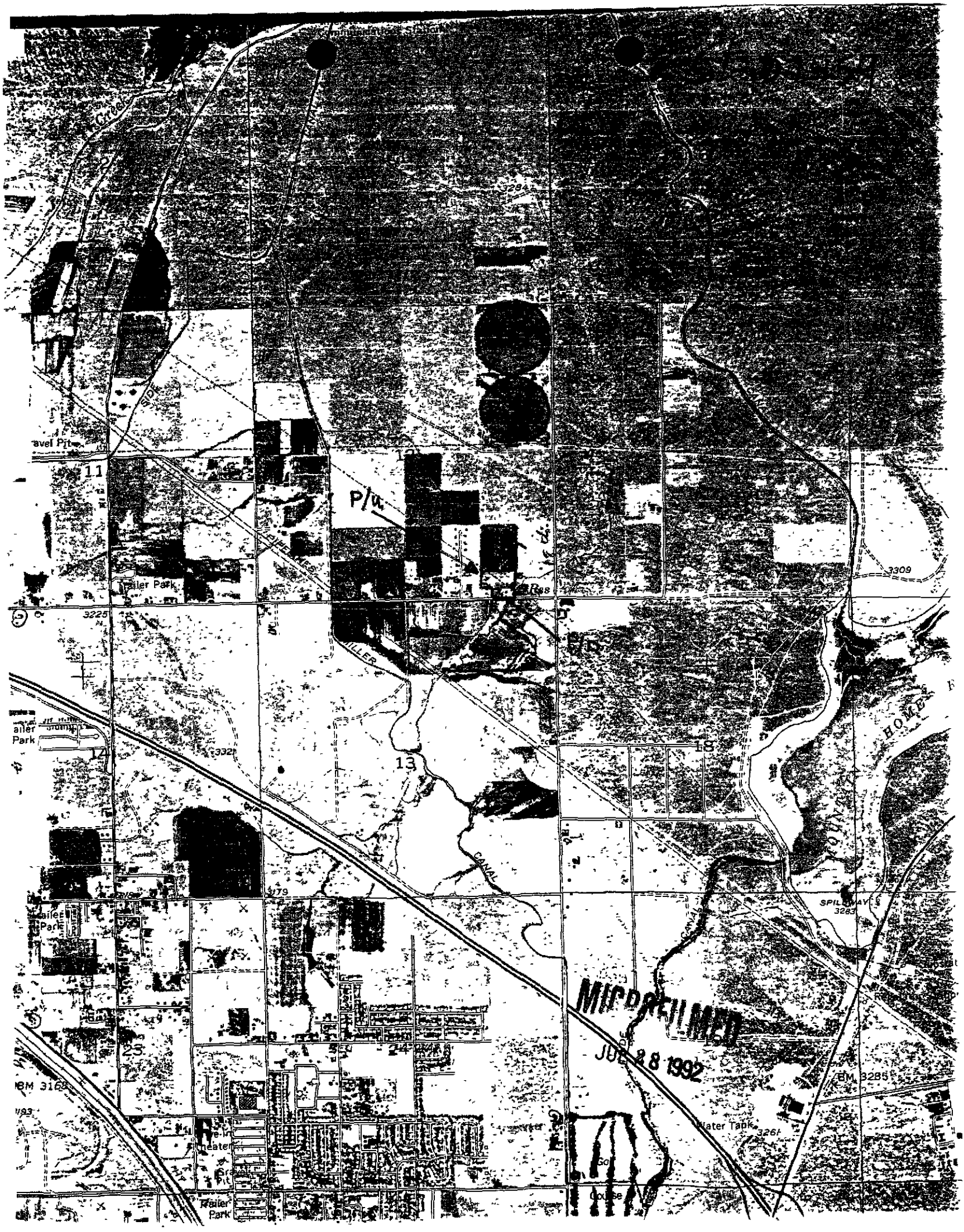
Data Requires Verification [ ]
Measurement Required -- [ ]
Measurement Not Required [X]

Calculation data sources:

Found acres = 4.3
HP = 10 HP
Dyn Levl = 110
PSI = 40

MICROFILMED
JUL 28 1992

* had 33 sprinklers pump's efficiency down due to red cendern
Now → 22 Running

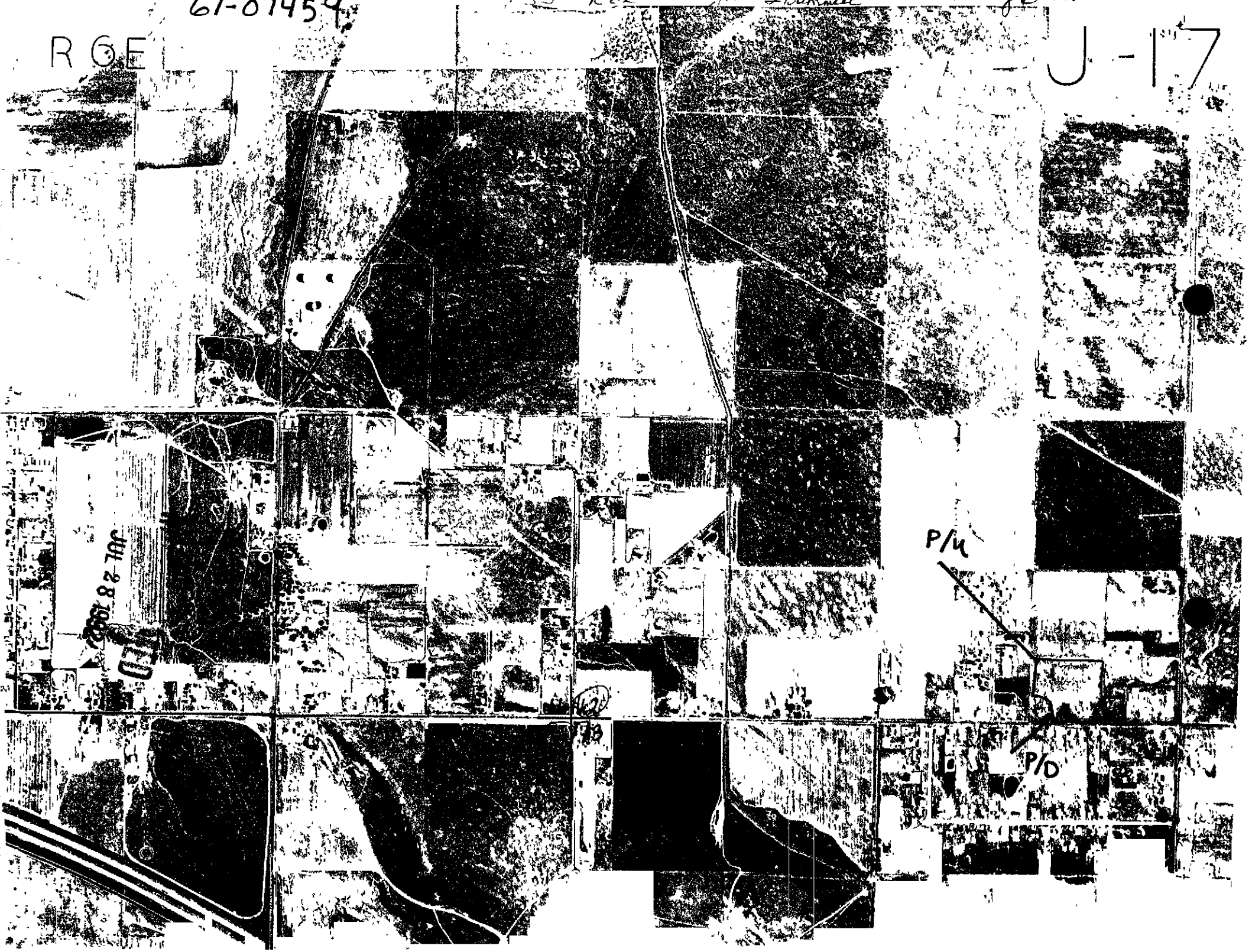

11
P/U
Trailer Park
3225
3309
13
18
CANAL
SPILLWAY
3283
MICROFILMED
JUL 28 1992
23
24
BM 3285
Water Tank
Theater
Trailer Park

61-07459

T3S R6E G.M. Hammett Trinity Estates

R6E

J-17



Form 238-I
05/90

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 61-07459

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 3N, Rge 6E, Sec. 12, SE 1/4 SE 1/4 or Lot ____.

2. Owner: J.W. Gimmett

   Address RH1 Box 677, City MtN Hm, St Id

3. Casing ≥ 12 inches above ground: Yes / No ____ 8" casing

4. Access Port: Yes ___ No /
   Pressure Gauge: Yes ___ No /
   Flowing: Yes ___ No /
   Static Water Level: Dynamic = 110'
   Casing Diameter: 8"
   Temperature: > 85°

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ___ No ___

   If answer to Item 5 is Yes, describe in remarks and attach photo.

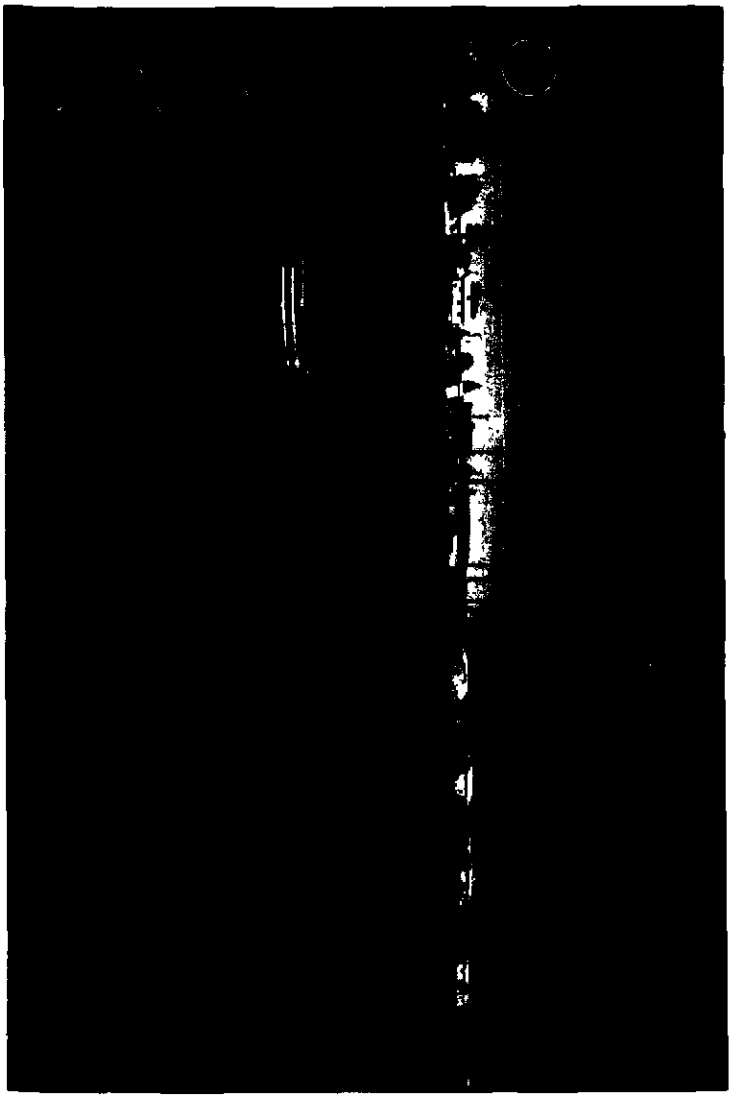
Remarks: water table continually fluctuating due to drought + area developement. Mr Gimmett said that his pump is inefficient also because its located in red cinders + the screen may be clogged

Tele conv.: 6/7/91 LW

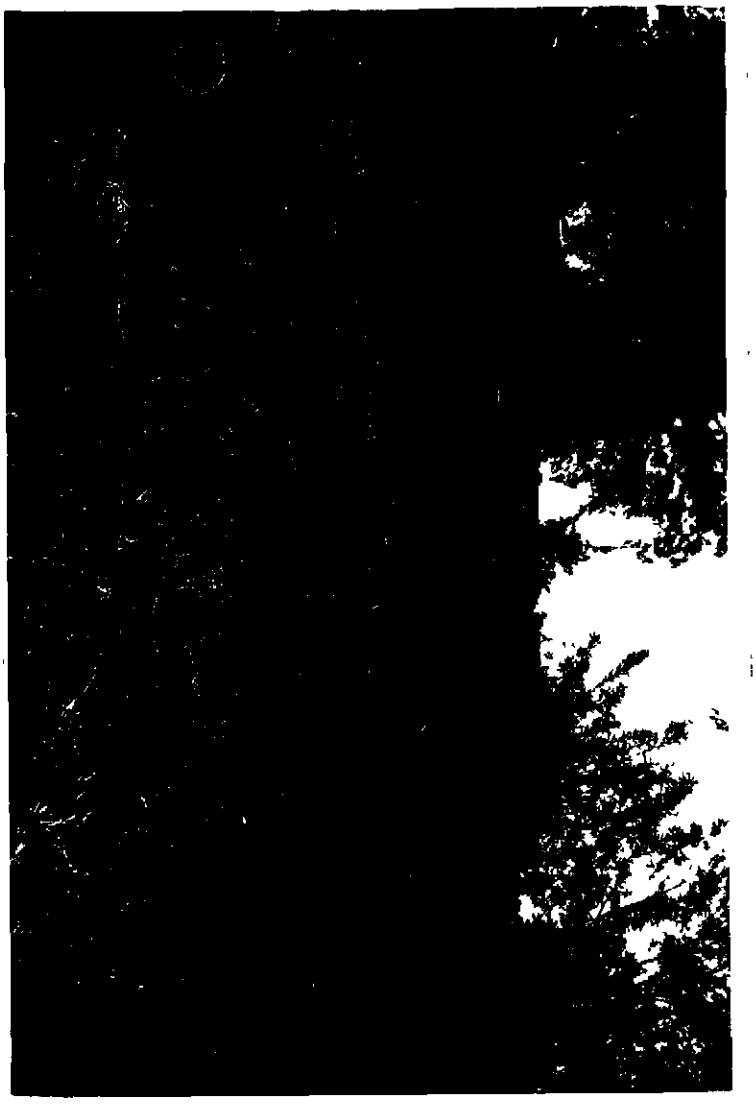
SUBMERSIBLE

Depth = 136'

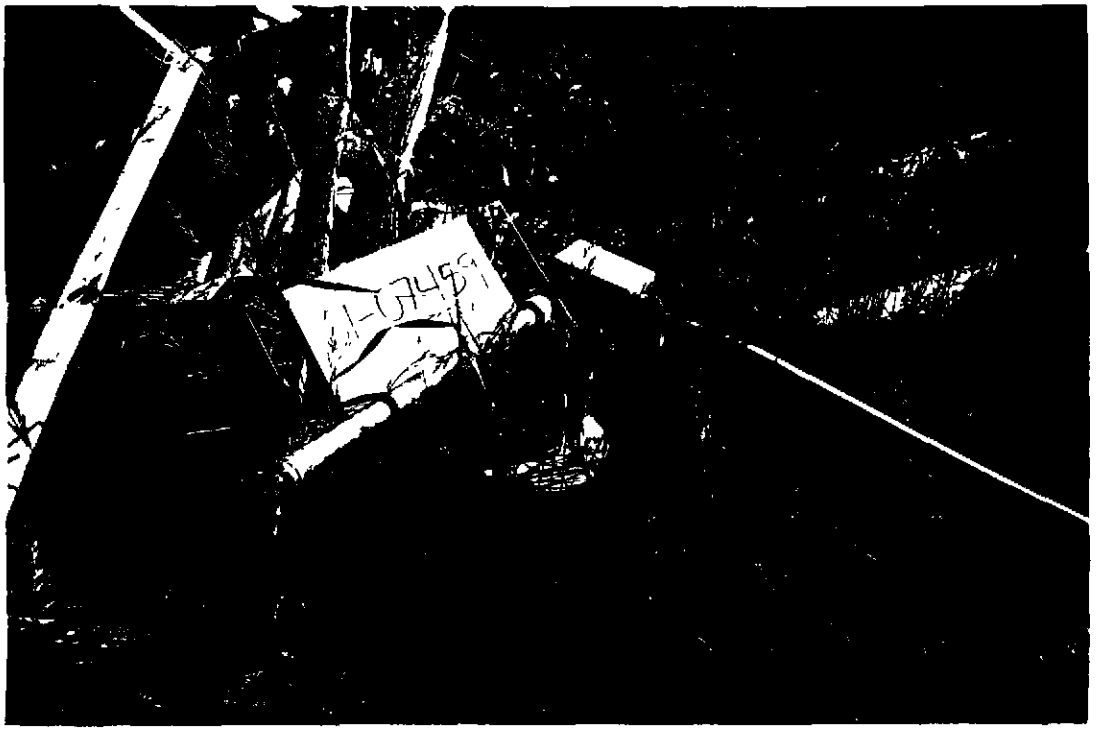
JUL 28 1992



PASTURE AREA
LOOKING NW



GARDEN + LAWN AREA
LOOKING E



#61-07459
DOM/IRRIG
SUBMERSIBLE
WELL

JUL 28 1992

4/86 RECEIVED
JUN 11 1987
Department of Water Resources
Western Regional Office

KEY ED

For Office Use Only
Fee Received $100
Date 6/30/87
Receipt # 44978
Receipt by
Serial #

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

RECEIVED
JUL 09 1987
Department of Water Resources

1. Permit No. 57-~~72~~200 61-7459

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☑ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: J. W. Grimmett

3. Post Office Address: RT 1 Box 677 Mt Home Idaho 83647

Telephone No. 587 3959

4. Source of Water: well

5. Extent of Use:

Domestic _____ (No. of households) Stockwater 10 cows (No. and type of stock)

Irrigation 15 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.30 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

Aug. 26 1977

8. Person to contact to accompany the department representative during the field examination:

J W Grimmett
(Name)

RT 1 Box 677 Mt Home Idaho 587-3959
(Address) (Telephone Number)

MICROFILMED
JUL 28 1992

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

5-21-87
Date

J W Grimmett
Signature of Permit Holder (and title, if appropriate)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

61-7459
GRIMMETT, J.W.
RT. 1 BOX 677
MOUNTAIN HOME, ID 83647

138179

April 3, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information set showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

JUL 28 1992

March 16, 1978

Re: Permit No. 57-7200

J. W. Grimmett
Route 1, Box 677
Mountain Home, Idaho 83647

Dear Mr. Grimmett:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Boise.

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

November 16, 1977

Re: Permit No. 57-7200

J.W. Grimmett
Route #1
Box 677
Mountain Home, ID 83647

Dear Mr. Grimmett:

Enclosed is a copy of your approved Application for Permit No. 57-7200 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item	Initial	Date	
			Application No. 57
			✓ Source
			✓ Point of Diversion
			✓ County
			✓ Quantity of Water and Period of Use
			✓ Description of Diverting Works
			✓ Time required for B/U of water
			✓ Place of Use or Acres Irrigated
			✓ Map
			✓ Signature
			✓ Fee
(1)	JJL	8-23-77	In form to receipt
(2)			Send Copies to:
			Idaho State Health Department
			Idaho Fish and Game Department
			Bureau of Land Management
(3)			Request Special Use Permit from U.S.F.S.
			Request Easement from B.L.M.
			Request Information from Applicant
			Request Dam Safety Information
(4)	JJL	8-23-77	In form for advertising
(5)			Platted on Map No.
(6)			Located within Water District No.
(7)			Critical groundwater area: yes ____ no ✓
(8)			Groundwater levels:
			____ Declining, ____ Stable, ____ Increasing
			(comment)
(9)			Other rights on the same place of use none platted
(10)			Comments:
(11)			Affidavit of Publication received (date) 9-12-77
(12)			Final date for protests 9-19-77
			Protests received: yes ____ no ✓
(13)			All requested information received from agencies or applicant: yes ____ no ____
(14)			Action recommended:
			✓ Approve ____ Deny
			8-23-77 Proposed Priority
			____ Reason for Reduction
			NO Measuring device required
			____ See attached sheet for other conditions of approval
			____ No special conditions for approval

(15) District W By JJL Date 9-20-77

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

August 26, 1977

Re: Notice of Application for Water Permit No. 57-7200 -- J. W. Grimmett

Mountain Home News
P. O. Drawer O
Mountain Home, ID 83647

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

> "I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

_____
(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before September 19, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
9-20-77

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. W. GRIMMETT

Route 1, Box 677 Mountain Home, ID

has on August 23, 1977 submitted Application No. 57-7200

for a permit to appropriate 0.30 cubic feet per second ~~xxxxxxxx~~

~~xxxxxxxx~~ of water from a groundwater source

by means of pump, sprinkler system

within the SE¼SE¼ Sec 12 T3S-R6E B.M., Elmore County

to be used from Jan 1 to Sec 31 for stockwater and from Mar 15 to Nov 15

for irrigation of 15 acres

within the SE¼SE¼ Sec 12 T3S-R6E B.M.

.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before September 19, 1977.

C. STEPHEN ALLRED

Director

Published in the Mountain Home, News, Mountain Home, ID

on September 1, 1977 and September 8, 1977.

MICROFILMED